ESTTA Tracking number:

ESTTA117680 01/03/2007

Filing date:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91161817
Party	Plaintiff Nextel Communications, Inc. Nextel Communications, Inc.
Correspondence Address	John L. Stewart, Jr. Crowell & Dring, LLP P.O. Box 14300 Washington, DC 20004-4300 UNITED STATES jstewart@crowell.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	William J. Sauers
Filer's e-mail	wsauers@crowell.com
Signature	/William J. Sauers/
Date	01/03/2007
Attachments	Rebuttal Extension.pdf ( 3 pages )(60140 bytes )

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

NEXTEL COMMUNICATIONS, INC.,)		
Opposer, )	Opp. No.:	91/161,817
v. )	App. No.: Pot. Mark:	78/235,618 SENSORY MARK
MOTOROLA, INC.,		(911 Hz tone)
Applicant. )		

## CONSENTED MOTION TO EXTEND REBUTTAL TESTIMONY PERIOD

In accordance with 37 C.F.R. § 2.121(a)(1) and Trademark Trial and Appeal Board Manual of Procedure Rule 701, Opposer hereby submits this consented motion to extend by one week the close of the rebuttal testimony period in Opposition No. 91/161,817. Counsel for Applicant consented to the requested extension by e-mail on December 18, 2006. Subject to approval of the consented motion by the Board, the new close of the rebuttal testimony period is as follows:

motion by the Board, the new close of the rebutt	cal testimony period is as follows:
DISCOVERY PERIOD TO CLOSE:	CLOSED
30-day testimony period for party in position of plaintiff to close:	CLOSED
30-day testimony period for party in position of defendant to close:	CLOSED

15-day rebuttal testimony period for plaintiff to close:

January 14, 2007

Opposer respectfully requests that the Board GRANT the instant consented motion and set the date for the close of the rebuttal testimony period in Opposition No. 91/161,817 as set forth herein.

January 3, 2007

Respectfully,

John/I. Stewart, Jr. Attorney for Opposer

CROWELL & MORING LLP

1001 Pennsylvania Avenue, N.W.

Washington, DC 20004

Telephone No.: (202) 624-2500 Facsimile No.: (202) 628-5116

## **CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the CONSENTED MOTION TO EXTEND REBUTTAL TESTIMONY PERIOD was served on counsel for the Applicant, this 3<sup>rd</sup> day of January, 2007, by sending same via e-mail and First Class Mail, postage prepaid, to:

Thomas M. Williams
John T. Gabrielides
BRINKS HOFER GILSON & LIONE
P.O. Box 10395
Chicago, IL 60610

William J Sauers